FILED UNIGINAL cember 23 2009

Td Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 09-0431

STATE OF MONTANA,

Respondent and Appellee,

FILED

DEC 2 3 2009

v.

JERRY PAUL GONZALES,

Defendant and Appellant,

Eđ Smith blenk of the supreme sourt state of montain

ORDER GRANTING EXTENSION OF TIME TO FILE OPENING BRIEF

On Appeal from the Montana Thirteenth Judicial District Court Yellowstone County, Gregory R. Todd

APPEARANCES:

PENELOPE S. STRONG Attorney at Law 2517 Montana Avenue Billings, Montana 59101 Tel: (406) 839-9220

Fax: (406) 839-9221

SCOTT TWITO
Deputy Yellowstone County Attorney
P.O. Box 35025
Billings, Montana 59107

Tel: (406) 256-2870 Fax (406) 256-6931

MARK MATTIOLI Assistant Attorney General P.O. Box 201401 Helena, MT 59620-1401 Tel: (406) 444-2026 Upon reading and filing the Motion Requesting Extension of Time for the filing of Appellant's Opening Brief and, opposing counsel having no objection and good cause appearing:

IT IS HEREBY ORDERED that Counsel's Motion for an Extension of Time to file the Appellant's Opening Brief is hereby granted, and the current due date of December 28, 2009 is hereby extended to January 27, 2010.

DATED this 23 day of December, 2009.

BY THE COURT:

Mhallen

cc: Penelope S. Strong

S. Twito

Mark Mattioli